

6-14-01



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PATENT TRADEMARK OFFICE

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Examining Operations

Applicant: Bassem M. Demian  
Filed: Herewith  
Title: Bunion treating Device

Prior Application:  
Serial No.: 09/716,517  
Filed: November 20, 2000  
Art Unit: 3737

Attorney Docket: 176746-3

Examiner: Not Assigned

Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

Application Filing Under 37 CFR 1.53(b)

Dear Sir:

This is a request for filing a ( ) CONTINUATION, ( ) DIVISIONAL or (X ) CONTINUATION-IN-PART application under 37 C.F.R. §1.53(b), of pending prior application Serial No. 09/716,517 filed on November 20, 2000, of Bassem M. Demian (Inventor) for: Bunion Treating Device.

1. ( X ) Enclosed is a copy of the application, (18) pages of specification, (4) pages of claims and abstract (1) page.

2. (X) The filing fee is calculated as follows (applicant is a small entity):

	Number of			
	Claims filed	Extra Claims	Rate	Fee
Basic Fee			\$355	\$355
Total Claims	21 - 20 =	1	x 9 =	9
Indep. Claims	1 - 3 =	0	X40 =	0
Multiple Dependent claim(s)	0		\$260	0
Total				\$364.00

- (X) Enclosed is check no. ~~504~~ in the amount of \$364.

4. (X) The Commissioner is hereby authorized to charge payment of any additional fees associated with this application or credit any overpayment to Deposit Account No. 03-0678. A duplicate copy of this sheet is enclosed.

(X) Any additional filing fees under 37 C.F.R. §1.16 for presentation of extra claims.

5. (X) Amend the specification by inserting before the first line the sentence:

-- This application is a continuation in part of application serial No. 09/716,567 filed November 20, 2000. --

6. ( ) Transfer the drawings from the prior application.

7. ( ) Enter the amendment filed under 37 CFR 1.116 not entered in the prior application.

8. (X) Seven (7) sheets of informal drawing are enclosed.

9. ( ) Abandon the prior application upon granting a serial number and filing date to this application. A duplicate copy of this sheet is enclosed for filing in the prior application fee.

10. ☒ Priority of application 09/716,567 filed on November 20, 2000 is claimed under 35 U.S.C. §119/120.
- ☐ The certified copy of the priority application has been filed in the prior application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.
11. ☒ The prior application is not assigned.
12. ☐ a) A Preliminary Amendment is enclosed.
- ☒ b) A copy of Form PTO-1449 filed in the parent application is enclosed. It is respectfully requested that the cited references be made of record in the present application.
13. ☐ A copy of a Request for Extension of Time to maintain continuity with the time for filing a Notice of Appeal.
14. ☒ The power of attorney in the prior application is:
- ☒ The Power appears in the original papers of the prior application and in this application.
- ☐ Since the Power does not appear in the original papers, a copy of the Power in the prior application, is enclosed. An Associate Power of Attorney to \_\_\_\_\_, (Reg. No. \_\_\_\_\_) is also enclosed.
- ☒ Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)
- William Squire  
Carella, Byrne, Bain, Gilfillan, Cecchi, Stewart & Olstein  
6 Becker Farm Road  
Roseland, New Jersey 07068
15. ☒ Enclosed is a Declaration and Power of Attorney executed on June 11, 2001.
16. ☐ Applicant is a small entity.
17. ☐ I hereby verify that the attached papers are a true copy of prior application Serial No. \_\_\_\_\_ as originally filed on \_\_\_\_\_.

**EXPRESS MAIL CERTIFICATE**

Express Mail Label No. *E1C80648535US*

Deposit Date: June 13, 2001

I hereby certify that this paper and the attachments hereto are being deposited today with the U.S. Postal Service "Express Mail Post Office To Addressee" service under 37 CFR 1.10 on the date indicated above addressed to:

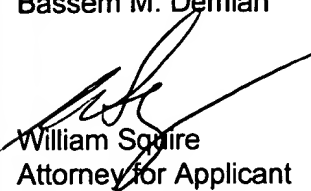
Box Patent Application  
Commissioner for Patents  
Washington, DC 20231

  
William Squire

June 13, 2001  
Date

107135V1

Respectfully submitted,  
Bassem M. Demian

  
William Squire  
Attorney for Applicant  
Reg. No. 25,378

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